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CENTRAL FAX CENTER

DEC 12 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: )  
 ) Before the Examiner.  
 ) Daniel J. Davis  
 )  
 Richard A. Hynes )  
 )  
 ) Group Art Unit  
 Serial No.: 10/099,797 ) 3733  
 )  
 )  
 Filed: March 15, 2002 )  
 )  
 )  
 SPINAL FIXATION SYSTEM AND )  
 RELATED METHODS ) October 2, 2006

REQUEST FOR EXTENSION OF TIME

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.136(a), Applicant's undersigned attorney hereby requests that the date for responding to the pending office action, dated April 3, 2006, be extended three months, to and including October 3, 2006. The required fee of \$1020.00 for a three-month extension of time is enclosed herewith. Please charge any deficiency or apply any overpayment credit to Deposit Account No. 23-3030.

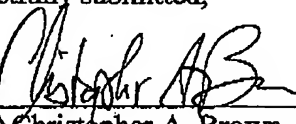
12/13/2006 EFLORES 00000036 10099797

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1020.00 0P

Respectfully submitted,

By

  
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October 2, 2006  
Date of deposit

Christopher A. Brown

Name of Registered Representative

  
Signature

4002-2968-CAB #422695

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FAX No. 3176377561

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#422708 SB/17 (01-08)

Approved for use through 07/31/2008. OMB 0851-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2006****Complete if Known**

Application Number	10/009,797
Filing Date	March 15, 2002
First Named Inventor	HYNES, Richard A.
Examiner Name	DAVIS, Daniel J.
Art Unit	3733
Attorney Docket No.	4002-2968/PC730.00

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**CENTRAL FAX CENTER****DEC 12 2006**☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$1020.00)**METHOD OF PAYMENT (check all that apply)**

- ☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_
- ☒ Deposit Account Deposit Account number: 23-3030 Deposit Account Name: Woodard, Emhardt, Moriarty, McNett & Henry LLP
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
- ☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments.

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	180	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	350	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
-20 or HP	=20	x	=0	x	=0	

HP = highest number of total claims paid for, if greater than 20

Independent Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
-3 or HP	=3	x	=0

HP = highest number of independent claims paid for, if greater than 3

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. 1.16(s).

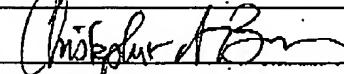
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
-100	=	/50 =	x	0

(round up to a whole number)

**4. OTHER FEE(S)**

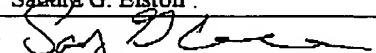
3-Month Extension of Time (Large Entity)

Fee Paid (\$)  
**\$1,020.00****SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	41,642	Telephone	(317) 634-3456
Name (Print/Type)	Christopher A. Brown	Date	October 2, 2006		

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Sandra G. Elston	Date	October 2, 2006
Signature			

WEMMH #317053 (Rev. 2/06)

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